

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
Plaintiff,
v.
PAUL ALEXANDRE SILVA,
Defendant.

No. CR 06-00745-01 CW
ORDER FOR PRETRIAL
PREPARATION FOR
CRIMINAL
JURY TRIAL

Good cause appearing, it is hereby ordered that:

1. TRIAL DATE

a. Jury trial will begin on **March 12, 2007, at 8:30 A.M.**,
in Courtroom 2, 4th Floor, 1301 Clay Street, Oakland, California.

b. The length of trial will be not more than 3 days.

2. DISCOVERY

Both sides will comply with the Federal Rules of Criminal
Procedure, Crim. L.R. 16-1, and the United States will comply with
Brady v. Maryland, 373 U.S. 83 (1963) and United States v. Agurs 427
U.S. 97 (1976).

3. MOTIONS

No pretrial motions will be filed other than motions in
limine.

4. PRETRIAL CONFERENCE

a. A pretrial conference will be held on Monday, **February
26, 2007, at 2:30 P.M.**, in Courtroom 2. It shall be attended by the
attorneys who will try the case.

1 b. **Not less than one week prior to the pretrial conference,**
2 counsel shall comply with Crim. L.R. 17-1(b).

3 c. Jury instructions §1.1 through §1.12, §3.1 through §3.10
4 and §7.1 through §7.6 from the Manual of Model Jury Instructions for
5 the Ninth Circuit (2003) will be given absent objection. Counsel
6 shall jointly submit one set of additional proposed jury instructions,
7 ordered in a logical sequence, together with a table of contents,
8 using the Ninth Circuit Manual where possible, or Devitt and Blackmar
9 or CALJIC, **not less than one week prior to the pretrial conference.**
10 Any instructions on which counsel cannot agree shall be marked as
11 "disputed," and shall be included within the jointly submitted
12 instructions and accompanying table of contents, in the place where
13 the party proposing the instruction believes it should be given.
14 Argument and authority for and against each disputed instruction shall
15 be included as part of the joint submission, on separate sheets
16 directly following the disputed instruction. Counsel for the United
17 States shall submit a verdict form. The attached voir dire will be
18 given to the venire members. Counsel should submit an agreed upon set
19 of additional requested voir dire questions to be posed by the Court.
20 Any voir dire questions on which counsel cannot agree shall be
21 submitted separately. Counsel will be allowed brief follow-up voir
22 dire after the Court's questioning. Any motions in limine should be
23 noticed for hearing at the pretrial conference in accordance with
24 Criminal Local Rule 47-2.

25 5. JURY SELECTION

26 The Jury Commissioner will summon 35 to 40 prospective
27 jurors. The Courtroom Deputy will select their names at random and
28 seat them in the courtroom in the order in which their names are

1 called.

2 Voir dire will be asked of sufficient venire persons so that
3 twelve (plus a sufficient number for alternates) will remain after all
4 peremptory challenges and an anticipated number of hardship dismissals
5 and cause challenges have been made.

6 The Court will then take cause challenges, and discuss hardship
7 claims from the individual jurors, outside the presence of the venire.
8 The Court will inform the attorneys which hardship claims and cause
9 challenges will be granted, but will not announce those dismissals
10 until the process is completed. Peremptory challenges will be made
11 in writing and passed between counsel in accordance with Crim. L.R.
12 24-2 and 24-3. The Court will strike the persons with meritorious
13 hardships, those excused for cause, and those challenged peremptorily,
14 and call the first twelve people (plus alternates) in numerical
15 sequence remaining. Those people will be the jury.

16
17
18 Dated: 1/11/07



CLAUDIA WILKEN
United States District Judge

JUROR QUESTIONNAIRE

Please fill out this form as completely as possible and print clearly. Since we want to make copies for the attorneys and the Court, do not write on the back of any page. If you need more room, continue at the bottom of the page. Thank you for your cooperation.

1. Your name: _____

2. Your age: _____

3. The City where you live: _____

4. Your place of birth: _____

5. Do you rent or own your own home? _____

6. Your marital status: (circle one)

single married separated divorced widowed

7. What is your occupation, and how long have you worked in it? (If you are retired, please describe your main occupation when you were working).

8. Who is (or was) your employer?

9. How long have you worked for this employer? _____

10. Please list the occupations of any adults with whom you live.

11. If you have children, please list their ages and sex and, if they are employed, please give their occupations.

1 12. Please describe your educational background:

2 Highest grade completed: _____

3 College and/or vocational schools you have attended:

4 _____

5 _____

6 _____

7 _____

8 Major areas of study: _____

9 13. Have you ever served on a jury? _____ No. of
10 times? _____

11 If yes: State/County Court _____ Federal Court _____

12 When? _____

13 Was it a civil or criminal case? _____

14 _____

15 _____

16 Did any of the juries reach a verdict? _____

17 _____

18 (Rev. 1/07)

19 _____

20 _____

21 _____

22 _____

23 _____

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